

# DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

## NOVEL METALLOPROTEASE HAVING AGGREGANASE ACTIVITY

the specification of which is attached hereto unless the following box is checked:

was filed on November 10, 2000 as ~~United States Application Number~~ ~~PCT International Application~~ Number PCT/JP00/07917 and was amended on April 10, 2001 (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability as defined in 37 CFR § 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

### Prior Foreign Application(s)

<u>P. Hei. 11-321740</u> (Number)	<u>Japan</u> (Country)	<u>11/November/1999</u> (Day/Month/Year Filed)	<input type="checkbox"/>
<u>P. 2000-144020</u> (Number)	<u>Japan</u> (Country)	<u>16/May/2000</u> (Day/Month/Year Filed)	<input type="checkbox"/>
<u>(Number)</u>	<u>(Country)</u>	<u>(Day/Month/Year Filed)</u>	<input type="checkbox"/>

### Priority Not Claimed

I hereby claim the benefits under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below.

<u>(Application Number)</u>	<u>(Filing Date)</u>
-----------------------------	----------------------

I hereby claim the benefits under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

<u>(Application Number)</u>	<u>(Filing Date)</u>	<u>(Status – patented, pending, abandoned)</u>
-----------------------------	----------------------	--

<u>(Application Number)</u>	<u>(Filing Date)</u>	<u>(Status – patented, pending, abandoned)</u>
-----------------------------	----------------------	--

*ED* I hereby appoint John H. Mion, Reg. No. 18,879; Thomas J. Macpeak, Reg. No. 19,292; Robert J. Seas, Jr., Reg. No. 21,092; Darryl Mexic, Reg. No. 23,063; Robert V. Sloan, Reg. No. 22,775; Peter D. Olexy, Reg. No. 24,513; J. Frank Osha, Reg. No. 24,625; Waddell A. Biggart, Reg. No. 24,861; Louis Gubinsky, Reg. No. 24,835; Neil B. Siegel, Reg. No. 25,200; David J. Cushing, Reg. No. 28,703; John R. Inge, Reg. No. 26,916; Joseph J. Ruch, Jr., Reg. No. 26,577; Sheldon I. Landsman, Reg. No. 25,430; Richard C. Turner, Reg. No. 29,710; Howard L. Bernstein, Reg. No. 25,665; Alan J. Kasper, Reg. No. 25,426; Kenneth J. Burchfiel, Reg. No. 31,333; Gordon Kit, Reg. No. 30,764; Susan J. Mack, Reg. No. 30,951; Frank L. Bernstein, Reg. No. 31,484; Mark Boland, Reg. No. 32,197; William H. Mandir, Reg. No. 32,156; Scott M. Daniels, Reg. No. 32,562; Brian W. Hannon, Reg. No. 32,778; Abraham J. Rosner, Reg. No. 33,226; Bruce E. Kramer, Reg. No. 33,725; Paul F. Neils, Reg. No. 33,102; Brett S. Sylvester, Reg. No. 32,765 and Robert M. Masters, Reg. No. 35,603; my attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and request that all correspondence about the application be addressed to SUGHRUE, MION, ZINN, MACPEAK & SEAS, PLLC, 2100 Pennsylvania Avenue, N.W., Washington, D.C. 20037.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date November 29, 2001 *ED* First Inventor Noboru YAMAJI  
First Name Last Name

Residence Ibaraki, *ED* Signature Noboru Yamaji  
Japan

Post Office Address c/o Yamanouchi Pharmaceutical Co., Ltd.  
21, Miyukigaoka, Tsukuba-shi,  
Ibaraki 305-8585 Japan

Citizenship Japan

Date November 29, 2001 *ED* Second Inventor Kouichi NISHIMURA  
First Name Last Name

Residence Ibaraki, *ED* Signature Kouichi Nishimura  
Japan

Post Office Address c/o Yamanouchi Pharmaceutical Co., Ltd.  
21, Miyukigaoka, Tsukuba-shi,  
Ibaraki 305-8585 Japan

Citizenship Japan

Date November 29, 2001 *3/0* Third Inventor Kunitake  
First Name ABE  
Last Name  
Residence Ibaraki, Japan Signature Kunitake Abe  
Post Office Address c/o Yamanouchi Pharmaceutical Co., Ltd.  
21, Miyukigaoka, Tsukuba-shi,  
Ibaraki 305-8585 Japan

Date November 29, 2001 *4/0* Fourth Inventor Osamu  
First Name OHARA  
Last Name  
Residence Chiba, Japan Signature Osamu Ohara  
Post Office Address 20-25, Jozai 2-chome, Kisarazu-shi,  
Citizenship Japan Chiba 292-0801 Japan

Date November 29, 2001 *5/0* Fifth Inventor Takahiro  
First Name NAGASE  
Last Name  
Residence Chiba, Japan Signature Takahiro Nagase  
Post Office Address 6-5, Kiyomidai-minami 2-chome, Kisarazu-shi,  
Citizenship Japan Chiba 292-0042 Japan

Date November 29, 2001 *6/0* Sixth Inventor Nobuo  
First Name NOMURA  
Last Name  
Residence Chiba, Japan Signature Nobuo Nomura  
Post Office Address 2-11, Hachimandai 5-chome, Kisarazu-shi,  
Citizenship Japan Chiba 292-0814 Japan

Date \_\_\_\_\_ Seventh Inventor \_\_\_\_\_  
First Name \_\_\_\_\_ Last Name \_\_\_\_\_  
Residence \_\_\_\_\_ Signature \_\_\_\_\_  
Post Office Address \_\_\_\_\_  
Citizenship \_\_\_\_\_

Date \_\_\_\_\_ Eighth Inventor \_\_\_\_\_  
First Name \_\_\_\_\_ Last Name \_\_\_\_\_  
Residence \_\_\_\_\_ Signature \_\_\_\_\_  
Post Office Address \_\_\_\_\_  
Citizenship \_\_\_\_\_

(Supply similar information for ninth and subsequent joint inventors.)